



UNITED STATES  
ATTORNEY'S OFFICE  
DISTRICT OF COLUMBIA  
**Community  
Prosecution**

# The Court Report

Covering the Month of  
**March 2005**

## 4<sup>th</sup> Police District

*Building Safer Neighborhoods Through Community Partnership*

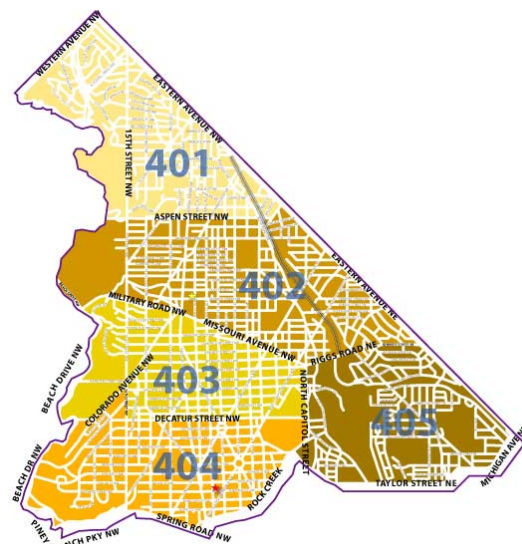
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### SUMMARY OF RECENT COURT CASES

- **Dalton Hayes**, 47, of Silver Spring, Maryland, pleaded guilty on March 14, 2005 in D.C. Superior Court to two counts of second-degree child sexual abuse. When he is sentenced by the Honorable Judith Retchin on May 24, 2005, he will face up to twenty years in prison and \$200,000 in fines and a likely sentencing range of 18 to 60 months in prison under the Superior Court guidelines.
- Defendants **Kevin L. Gray**, 33, **Rodney L. Moore**, 39, **John C. Raynor**, 30, **Calvin A. Smith**, 30, **Timothy Handy, Jr.**, 32, and **Lionel D. Nunn**, 37, all of Washington, D.C., were sentenced on March 9, 2005 to life imprisonment without the possibility of parole for their roles in a violent drug gang's illegal activities which operated in Washington, D.C. in the 1990s.
- United States Attorney Kenneth L. Wainstein, Michael A. Mason, Assistant Director in Charge of the Washington Field Office of the Federal Bureau of Investigation, and Chief Charles Ramsey of the Metropolitan Police Department announced that a joint law enforcement operation targeting gang activity and the narcotics trade in Southeast Washington, D.C., has led to the arrest of twelve individuals. Early on March 22, 2005, arrest and search warrants were executed at twelve different locations in the District of Columbia and Maryland.

*A detailed description of these and other cases from the 4<sup>th</sup> District are provided inside of this report.*

### THE 4<sup>TH</sup> POLICE DISTRICT



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### 4<sup>TH</sup> DISTRICT COMMUNITY PROSECUTION UPDATE



I recently was assigned as the Community Prosecutor for the Fourth District. I have been an AUSA for more than six years, and I have rotated through the Homicide/Major Crimes, Organized Crime/Narcotics Trafficking, Felony Trial, Grand Jury, Misdemeanor, and Appellate Sections in the U.S. Attorney's Office. I was born in D.C., and am a graduate of Gonzaga High School and the American University's Washington School of Law. I look forward to serving the community of which I have been a part for so long.

*Published Monthly by the U.S. Attorney's Office Community Prosecution Team*

## **THE COURT REPORT**

**Defendant Dalton Hayes, 47, of Silver Spring, Maryland, pleaded guilty on March 14, 2005 in D.C. Superior Court to two counts of second-degree child sexual abuse. When he is sentenced by the Honorable Judith Retchin on May 24, 2005, he will face up to twenty years in prison and \$200,000 in fines and a likely sentencing range of 18 to 60 months in prison under the Superior Court guidelines. (Case No. F-495-05; PSA 403)**

According to the government's evidence, Hayes had a friend who lived in the 300 block of Delafield Place, NW. That friend has three children, one of whom is an 11-year-old girl. Hayes often spent time at his friend's home and babysat the 11-year-old and her siblings. Over a period of years, Hayes repeatedly molested the 11-year-old girl. In January of this year, he twice undressed and sexually abused her. The abuse came to light when the child told a friend, who reported it to an adult; that adult contacted the child's mother, who in turn called the police.

**Alonzo Atkins pleads guilty to Armed Robbery, Simple Assault and Possession of a Prohibited Weapon. He will be sentenced by Judge Gardner on May 23, 2005. (Case No. F-7250-04; PSA 404)**

The government's evidence showed that on November 22, 2004, at approximately 12:35 am, the victim was walking in the 3700 Block of New Hampshire Avenue, NW, when the defendant came up to him from the rear left side holding a black handgun in his left hand. The defendant then told the victim to "Give it up" several times. The victim began to hand the defendant his portable DVD player, and the defendant snatched it out of his hand. Daniels then called 911 on his cell phone and gave a description of the defendant. Officer Glover was on patrol in a marked scout car, when he observed the defendant matching the suspect's description on Kansas Avenue NW. Officer Glover attempted to pull up to him to ask him some questions. When he got approximately 15-20 feet from the defendant, the defendant began running. The defendant ran across Georgia Avenue and paused beside a library at Georgia and Kansas Avenue, NW for a few moments. Before continuing to run northbound up Georgia Avenue. The defendant turned left onto Iowa Avenue and Officer Glover followed him into the block. The defendant stopped briefly, and Officer Glover got out of his car. The defendant then began running again and a foot chase ensued until the defendant slipped and fell. A white plastic bag, containing a portable DVD player, was recovered a few feet from the defendant. The victim was brought to area, and he identified the defendant as the person who had robbed him. He further identified the portable DVD player as the item that had been taken from him. Officers went back to the location at the library where the defendant had been seen, and recovered a dark, unloaded BB gun. AUSA Ann Petalas prosecuted the case.



### **DEFENDANTS WHO WERE CONVICTED IN FIREARMS CASES**

*Under the Project Safe Neighborhoods (PSN) initiative, 18 persons were convicted of firearms offenses in March 2005. PSN is a partnership between local and federal agencies to reduce gun violence in the District of Columbia. The following is a list of offenses that occurred in this district:*

**Manuel D. Chavez**, of no fixed address, was sentenced to 12 months confinement, 188 days suspended, and 18 months probation by Judge Broderick on March 4, 2005, following a guilty plea on September 9, 2004, to Carrying a Pistol Without a License. **Chavez** was arrested on September 9, 2004. (PSA 402).

**Wilfredo Garcia**, of the 500 block of Oakwood Avenue, Sanford, NC, was sentenced to eight months confinement by Judge Broderick on February 18, 2005, following a guilty plea on September 10, 2004, to Carrying a Pistol Without a License. **Garcia** was arrested on October 29, 2002, in the vicinity of 13<sup>th</sup> and Upshur Streets, N.W. (PSA 412).

#### **DEFENDANTS WHO WERE CONVICTED OR PLED GUILTY AND WERE SENTENCED IN A NUMBER OF DRUG CASES**

**Rustayne C. Benton**, of the 400 block of 16<sup>th</sup> Street, S.E., was sentenced to 10 months confinement (entirely suspended) and one-year probation by Judge Harold L. Cushenberry on March 11, 2005, following a guilty plea on January 28, 2005, to Attempted Possession with Intent to Distribute Marijuana. **Benton** was arrested on November 17, 2004, in the 6900 block of Georgia Avenue, N.W. (PSA 401).

**Wayne K. Fludd**, of no fixed address, was sentenced to 24 months confinement by Judge Ann Keary on March 23, 2005, following a conviction at trial on March 7, 2002, for Attempted Possession with Intent to Distribute Cocaine. **Fludd** was arrested on November 27, 2001, in the 5400 block of 7<sup>th</sup> Street, N.W. (PSA 403).

**Marquell Jones**, of the 8000 block of Flipppo Drive, Fredericksburg, Virginia, was sentenced to 15 months confinement (nine months suspended) and two years probation by Judge Harold L. Cushenberry on March 25, 2005, following a guilty plea on January 26, 2005, to Attempted Possession with Intent to Distribute Cocaine. **Jones** was arrested on December 4, 2004, in the 200 block of Gallatin Street, N.W. (PSA 403).

**Jamar Russell**, of the 130500 block of Avery Drive, Laurel, Maryland, was sentenced to 120 confinement (entirely suspended) and two years Youth Rehabilitation Act probation by Judge Lynn Leibovitz on March 2, 2005, following a guilty plea on February 22, 2005, to Possession of Cocaine. **Russell** was arrested on January 7, 2005, in the 1000 block of Webster Street, N.W. (PSA 404).

**Duan G. Terry**, of the 4500 block of Clay Street, N.E., was sentenced to 15 months confinement by Judge Maurice Ross on March 1, 2005, following a guilty plea on March 30, 2004, to Attempted Possession with Intent to Distribute Heroin. **Terry** was arrested on February 27, 2004, in the 4400 block of 14<sup>th</sup> Street, N.W. (PSA 404).

**Ronald A. Moore**, of the 600 block of Geranium Street, N.W., was sentenced to 140 days confinement by Judge Thomas J. Motley on March 28, 2005, following a guilty plea on March 28, 2005, to Possession of Heroin. **Moore** was arrested on August 20, 2004, in the 6500 block of North Capitol Street, N.W. (PSA 405).

**Tusha R. Iyamu**, of no fixed address, was sentenced to one-year confinement (entirely suspended) and 18 months probation by Judge Frederick H. Wiseberg on March 3, 2005, following a guilty plea on November 19, 2003, to Attempted Distribution of Cocaine. **Iyamu** was arrested on August 9, 2003, in the 1400 block of Perry Place, N.W. (PSA 411).

**Amon R. Hamlin**, of the 1200 block of 18<sup>th</sup> Street, N.W., was sentenced to four years confinement and two years probation by Judge Robert I. Richter on March 29, 2005, following a guilty plea on February 22, 2002, to Violating a Drug Free Zone. **Hamlin** was arrested on June 6, 2001, in the 3000 block of 15<sup>th</sup> Street, N.W. (PSA 412).

**Santos Paz**, of no fixed address, was sentenced to two years confinement and 24 months probation and a \$200.00 fine probation by Judge John H. Bayly, Jr. on March 9, 2005, following a guilty plea on December 30, 2003, to Attempted Distribution of Cocaine. **Paz** was arrested on August 10, 2003, in the 3200 block of Hiatt Place, N.W. (PSA 412).

**Delante J. Brown**, of the 5100 block of 4<sup>th</sup> Street, N.E., was sentenced to 30 months confinement (27 months suspended) and 18 months probation by Judge Thomas J. Motley on March 15, 2005, following a guilty plea on January 12, 2005, to Distribution of Cocaine. **Brown** was arrested on November 17, 2004, in the unit block of 9<sup>th</sup> and Kennedy Streets, N.W. (PSA 414).

## **DISTRICT COURT CASES**

**Defendant Gladys Rivera, 43, of Thornberry Place, Oakton, Virginia, entered a plea of guilty on March 2, 2005 in United States District Court to making false statements relating to health care matters as well as practicing dentistry without a license in the District of Columbia. According to the terms of the plea, Rivera could be sentenced to a maximum of 12 months of incarceration when she is sentenced before the Honorable Royce C. Lamberth on June 1, 2005.**

According to the statement of the offense agreed to by Rivera and the government, beginning in July 2003, Gladys Rivera opened a dentist's office called International Dental Care, Inc., which was located at 2108 18th Street, NW, Washington, D.C. 20009. Ms. Rivera opened International Dental Care after working for Dr. Webster and contracting with him to take over his practice (as owner, not dentist). She took patient files from him, and several patients transferred to International Dental Care from his practice. International Dental Care then opened its doors and remained open through July 2004, receiving more than \$200,000 in gross receipts. Although Ms. Rivera had received formal, university-based, training as a dentist in her homeland

of El Salvador, she was not a licensed dentist in the District of Columbia. She had passed the first half of the dental exams in the District of Columbia but failed the second half.

Mrs. Rivera offered a position as the “start up dentist” at International Dental Care to Keith Callahan, a man who already was working at another dentist's office in the District. Mr. Callahan is a graduate of Howard University School of Dentistry, and he provided her with a dentist license number and a DEA license number. Ms. Rivera’s decision to hire Mr. Callahan was not a violation of law. Mr. Callahan affirmatively represented to her that he was a licensed dentist. He had the objective appearance of being a licensed dentist, including an active DEA number, and framed diplomas. When Ms. Rivera ordered stationery and prescription pads for him, he reviewed the proofs, including his name and title (D.D.S.) and the DEA number. He affirmatively approved those stationery orders.

Ms. Rivera did not ask for a copy of Mr. Callahan’s actual license to practice in the District of Columbia until after insurance companies began to deny claims pending production of the license. Mr. Callahan then gave a series of excuses and failed promises to produce the license. Even though Mr. Callahan had not yet provided a copy of his license, Ms. Rivera continued to let him function as a dentist at International Dental Care.

While Mr. Callahan worked as a dentist for her, Ms. Rivera grew dissatisfied with his technical skills because she could see his mistakes. Ms. Rivera began to assist Mr. Callahan with dental procedures such as root canals, extractions, fillings, cleanings, and simple exams out of concern for the patients and in order to ensure the proper execution of the needed dental work. This assistance began as instruction which attempted to improve his skills and graduated into her physically putting her own hands on instruments in patients’ mouths. When providing this assistance, Ms. Rivera informed some patients that she was not licensed in the District of Columbia.

In part due to Mr. Callahan’s failure to produce a license and in part due to dissatisfaction with his dental skills, Ms. Rivera began the process of hiring a new dentist while allowing Mr. Callahan to continue working there. She began that process prior to any known involvement by federal authorities but not in a sufficiently speedy fashion. She permitted Mr. Callahan to work there during the period she should have known he was not licensed and negligently failed to remove him from the practice.

Because of claims submitted by International Dental Care, Ms. Rivera caused a loss totaling in excess of \$15,000 to more than ten insurance companies. Ms. Rivera maintains that all the dental procedures for which International Dental Care submitted insurance claims were actually performed; and the government has no information to the contrary. Insofar as Ms. Rivera's crimes of practicing dentistry without a license and submitting false statements relating to health care matters are based on lack of proper licensing by Ms. Rivera and Mr. Callahan, they are *malum prohibitum* offenses. Ms. Rivera is attempting to make restitution by surrender of \$70,050.41 in cash previously seized from International Dental Care’s bank accounts.

**Defendant Eunice Rafael, 35, a former foreign national employee at the U.S. Embassy in Koror, Palau, has been extradited to the United States to stand trial on 18 counts of bribery and 17 counts of visa fraud as the result of an investigation conducted by Bureau of Diplomatic Security special agents. The 35-count indictment was returned under seal in December 2004. Rafael was arrested at the request of the United States and the U.S. Embassy in Koror requested her extradition. The Republic of Palau agreed to extradite Rafael, and she arrived in the United States in early March. She was arraigned on March 2, 2005 before U.S. Magistrate John Facciola. If convicted of the charges, which were unsealed during the hearing, Rafael could be sentenced to up to 25 years in prison.**

According to the indictment, Rafael was a citizen of the Republic of Palau who was employed as a consular clerk by the United States Department of State and worked at the United States Embassy between January 1997 and July 2004. Her duties included collecting foreign passports and visa applications from prospective visa applicants, checking documentation submitted by visa applicants, entering biographical information about applicants into the consular automated system, and printing authorized visas and placing them in the passports of applicants. As alleged in the indictment, between August 2001 and July 2004, Rafael engaged in the illegal business of selling B1/B2 visas primarily to Philippine nationals residing in Palau for private financial gain, in some instances for as much as \$2,000. B1/B2 visas were a subcategory of the United States non-immigrant visas that were issued to business and pleasure travelers for the purpose of short-term visits to the United States.

**Defendant Jeffrey P. Kmonk, 54, formerly of Warrenton, Virginia, pled guilty on March 3, 2005 before Senior United States District Judge John Garrett Penn to a criminal Information charging him with theft of Internal Revenue Service ("IRS") property. Kmonk faces a maximum sentence of up to ten years in prison and a likely term of up to six months in jail and probation under the Federal Sentencing Guidelines when he is sentenced on May 24, 2005.**

Kmonk, who worked for the Internal Revenue Service between 1984 and 2004, admitted to theft of IRS property while working as an IRS computer procurement employee by making approximately \$23,971 in personal charges on a Citibank Government Purchase Card issued to him for use in official IRS business. Despite being prohibited from using the card for any personal expenses, Kmonk, between July 1999 and May 2002, placed charges on the card to purchase computer equipment and supplies that he used for his personal benefit and for the benefit of his family members. As part of the plea agreement, Kmonk was required to voluntarily resign from his IRS employment.

**Defendant Manuel De Jesus Ventura, also known as Mario Hernandez-Chacon, a native of El Salvador and formerly of the 1400 block of Ogden Street, NW, Washington, D.C., was sentenced on March 7, 2005 to a prison term of 93 months by U.S. District Judge Richard J. Leon for illegally re-entering the United States, his second such conviction. Ventura previously pled guilty to Illegal Reentry of an Alien after Conviction for an Aggravated Felony. Ventura's sentence was ordered to run consecutive to a six-year prison sentence**

**Ventura is currently serving for Assault with Intent to Rob and Carrying a Dangerous Weapon (knife).**

According to the government's evidence in this most recent case, Ventura, a citizen of El Salvador, illegally entered the United States eight years ago at the age of eighteen. He was first deported in 1997 and later re-entered the United States in 1999. In 2000, he was convicted of abduction and kidnapping and later convicted of Re-entry after Deportation in 2002. After having been removed from the United States on or about November 15, 2002, Ventura again illegally re-entered the United States on or about June 3, 2003. Six weeks later, Ventura was arrested on robbery and weapon's offenses. He was later convicted of those charges and sentenced in April 2004 to a six-year prison term, which he is currently serving. In May 2004, after learning of his conviction and imprisonment, the Department of Homeland Security, Bureau of Immigration and Customs Enforcement ("ICE") initiated an investigation, which led to his conviction in this most recent Illegal Reentry matter.

**Defendant Howard Harner, 68, of Staunton, Virginia, pleaded guilty on March 7, 2005 in U.S. District Court to one count of stealing major art work, in violation of 18 U.S.C. § 668. When he is sentenced before United States District Judge James Robertson on May 26, 2005, Harner faces a possible prison term of ten years, a fine of \$250,000, and a three-year term of supervised release. Under the federal sentencing guidelines, Harner faces a likely prison term of 24 to 30 months.**

The guilty plea stems from Harner's theft of more than 100 civil war-era documents from the United States National Archives and Records Administration ("NARA"), which is located at 700 Pennsylvania Avenue, NW, Washington, D.C. In approximately 1996, Harner applied for and received a "researcher identification card" from NARA. From that date through 2002, Harner periodically visited the National Archives Building in Washington, D.C., and, using his "researcher identification card," requested and received access to boxes of documents categorized as "Department of the Pacific Letters Received" and "Department of the Gulf Letters Received." Among the contents of these boxes were letters written by various civil war-era military officers and also government officials involved in directing both the civil war and the westward expansion of the United States. These documents have been designated by the United States as being of importance to the history of the United States and relating to the history of the United States. During his visits to the National Archives Building, Harner stole these documents by hiding them in his clothing and leaving the National Archives Building with them. Among the documents that Harner stole was correspondence from famous historical figures such as Jefferson Davis, Robert E. Lee, and Generals Armistead and Pickett. Harner sold the majority of the documents to an individual whose identity is known to the United States, but also placed other documents for sale with the Butterfields auction house. As a result of selling these stolen documents, Harner received \$47,314.00. The Information to which Harner pled guilty further specifies that, on or about April 2003, Harner without authority, sold a document signed by General Armistead that he had stolen from the National Archives. This document was worth in excess of \$5,000.

Harner was caught when a civil war researcher from Pennsylvania noticed that a document that he previously had viewed at NARA was being auctioned on E-Bay. The researcher notified NARA, which in turn requested the assistance of the United States Attorney's Office in stopping the sale. E-Bay immediately pulled the document from its site, and investigators from the FBI and NARA linked Harner to the document by tracing the document's sales history back to him and, further, linking Harner to the box of documents at NARA from which this document had been stolen. After Harner was identified as a suspect in the theft of this particular document, NARA and FBI agents were able to link him to the theft of more than 100 other documents.

**Defendant former United States Consular Associate Piotr Zdzislaw Parlej, 45, entered a plea of guilty on March 8, 2004 in United States District Court for the District of Columbia to the leading charge of an indictment charging him with engaging in a conspiracy to take bribes in exchange for issuing fraudulent visas. The Honorable Ellen S. Huvelle set sentencing for June 30, 2005. Parlej, who has remained jailed since his arrest on February 2, 2005, will continue to be detained pending sentencing. The charge carries a potential penalty of five years in prison and a \$250,000 fine. Under the Federal Sentencing Guidelines, he faces a likely sentence of between 57 and 60 months in prison.**

In pleading guilty, Parlej admitted that from at least April 2004 through on or about January 13, 2005, while employed by the Department of State and assigned as a consular officer at the United States Embassy in Yerevan, Armenia, he and several coconspirators arranged for foreign nationals to obtain United States non-immigrant visas, for which they were not eligible to receive, in exchange for cash payments which the conspirators, including Parlej, divided among themselves. He also admitted to six specific instances where he took and agreed to take bribes totaling at least \$45,000 for fraudulently issuing visas. Parlej admitted that he knew his activities had the effect of impeding and obstructing the United States Department of State in its lawful and proper government functions of reviewing and controlling the issuance to qualified foreign nationals of visas authorizing their entry into the United States. Parlej, a United States citizen, was indicted in the District of Columbia on February 2, 2005, shortly before his arrest. His State Department employment was terminated shortly thereafter.

**Defendants Kevin L. Gray, 33, Rodney L. Moore, 39, John C. Raynor, 30, Calvin A. Smith, 30, Timothy Handy, Jr., 32, and Lionel D. Nunn, 37, all of Washington, D.C., were sentenced on March 9, 2005 to life imprisonment without the possibility of parole for their roles in a violent drug gang's illegal activities which operated in Washington, D.C. in the 1990s. Judge Lamberth imposed the following specific sentences:**

1. Kevin Gray: 26 concurrent life sentences plus 285 years;
2. Rodney Moore: 14 concurrent life sentences plus 135 years;
3. John Raynor: 8 concurrent life sentences plus 110 years;
4. Calvin Smith: 3 concurrent life sentences;
5. Timothy Handy, Jr.: 4 concurrent life sentences plus 35 years; and
6. Lionel Nunn: 5 concurrent life sentences plus 35 years.



These sentencing hearings bring to a conclusion a long-term, multi-jurisdictional investigation of drug activity and violence committed by the Gray/Moore gang. That investigation was led by the joint FBI/MPD "Safe Streets Task Force," a group of investigators which has brought a number of organized, D.C. street gangs to justice in recent years. Seven additional defendants from the same indictment were convicted in 2004 and remain pending sentencing. They are Kenneth Simmons, Ronald Alfred, James Alfred, Deon Oliver, Franklin Seegers, Keith McGill and Larry Wilkerson, who all face life imprisonment for their convictions for RICO conspiracy, narcotics conspiracy, and murder charges.

In November of 2000, a federal grand jury sitting in Washington, D.C. returned a 158-count superseding indictment against the six defendants sentenced today and 11 other men, charging them with operating a narcotics conspiracy and forming a racketeering enterprise. Members of the gang were also charged with 31 separate homicides, from the May 1, 1989, murder of Alvin Henson, aka "Flubby," in the 3100 block of Robinson Street, SE, to the September 26, 1999, murder of Derrick D. Edwards in the 3500 block of Stanton Road, SE.

The charges against the six defendants sentenced above were tried before Judge Lamberth in a 13-month trial proceeding that began with opening statements on March 1, 2002 and concluded on January 9, 2003, making it the longest-running criminal trial in the history of the United States District Court for the District of Columbia. The jury convicted all six defendants of participating in the racketeering enterprise, as well as numerous acts of violence. Defendants Gray and Moore were convicted of supervising at least 5 others in a continuing criminal enterprise, which was responsible for the distribution of over 1.5 kilograms of cocaine base and 30 kilograms of heroin, convictions that carry mandatory life sentences. Defendant Gray was personally convicted of 19 murders; defendant Rodney Moore was convicted of 10 murders; John Raynor was convicted of six murders; Calvin Smith was convicted of three murders; and Timothy Handy and Lionel Nunn were each convicted of two murders, in addition to other charges. The United States sought the death penalty against defendants Gray and Moore. After a 3-week penalty phase, the jury was unable to reach a unanimous decision on that punishment.

The evidence presented at trial demonstrated that the men sentenced today operated a long-running, successful drug distribution operation in all four quadrants of Washington, D.C. For over 10 years, they made substantial profits selling cocaine, heroin, and marijuana to wholesale and retail purchasers. Each of these six defendants had substantial personal involvement in the drug business of the organization.

The defendants enforced their drug distribution business with ruthless, extreme violence. The evidence at trial showed that the organization of which these defendants were members evolved from one that committed acts of violence to curry favor with drug suppliers to one so successful in the business of killing that it was sought out by others who wanted rivals eliminated. The jury found this gang criminally responsible for 28 separate murders, including murders done to support their drug business, murders intended to prevent cooperation with law enforcement, murders for hire committed strictly for financial gain, and ego-driven murders done to enhance the notoriety of the organization.

**Defendant Keith Lamont Fogle, 33, nicknamed “Little Head,” of the 4800 block of Alabama Avenue, SE, Washington, D.C., was found guilty on March 10, 2005, for each of three counts of distribution of cocaine base, also known as crack. The defendant faces a maximum possible 30-year sentence on each count. Additionally, the federal sentencing guidelines classify the defendant as a career criminal, which could result in the imposition of a sentence at or near the maximum 30-year sentence. Sentencing is scheduled for June 1, 2005.**

According to the government’s evidence, the defendant was arrested on April 1, 2003, inside of an apartment at 4807 Alabama Avenue, SE, where he fled to avoid arrest by police, after he had sold cocaine to an undercover police officer. He later failed to appear for court and remained a fugitive from justice until his capture on July 21, 2004. Thereafter, he was held on pretrial detention, and remains incarcerated pending sentence.

**Defendant Robbie L. Colwell, 32, of the 300 block of Kentucky Avenue, SE, Washington, D.C., pled guilty on March 11, 2005 in U.S. District Court before the Honorable Gladys Kessler to conspiracy to commit bank fraud. A further status hearing is scheduled for June 2005. Under the Federal Sentencing Guidelines, Colwell could face 37 to 46 months in prison.**

This plea brings the total number of guilty pleas in this bank fraud conspiracy to five. Earlier, on November 5, 2004, Alan R. Davis, 42, of the 5000 block of Drake Place, SE, Washington, D.C., pleaded guilty to conspiracy. On December 1, 2004, Vicki A. Robinson, 48, of East End Drive in Curtis Bay, Maryland, pleaded guilty to conspiracy. On December 3, 2004, Marcus T. Wiseman, 34, of Whitebark Court, Upper Marlboro, Maryland, pleaded guilty to a misdemeanor charge of improperly receiving payments as a bank employee. On December 10, 2004, Susan M. Conner (formerly Susan Shelton), 42, of Scarlet Oaks Drive, LaPlata, Maryland, pleaded guilty to receiving bribes as a bank employee.

In December 2004, a federal grand jury indicted Colwell and a co-conspirator with conspiracy to commit bank fraud, bank fraud, and wire fraud. The indictment also charged the co-conspirator with conspiracy to launder monetary instruments and contained a forfeiture count. The co-conspirator still awaits trial on his charges.

According to the indictment, the co-conspirator and others identified approximately 32 District of Columbia homes that would be targeted for “flip sales” or quick resales at fraudulently inflated prices. The co-conspirator recruited people to act as the “straw buyers,” people who would have the property in their names, but not be paying the down payments or the mortgages. The co-conspirator, who at the time was a loan officer for a mortgage company, submitted loan applications for these straw buyers seeking approximately \$14 million in loans to purchase the properties; these loan applications falsely listed the straw buyers’ assets (such as real estate owned and earnest money deposit) and falsely stated other information (such as marital status and intention to live in the properties).

At today's hearing, Colwell admitted that he wrote false appraisals and inaccurately reported the conditions of the properties, stating that the properties were renovated when, in fact, they were not. Through the use of these fraudulently inflated appraisals, which dramatically overstated the value of the properties, the lenders paid a much higher mortgage based on a much higher price. The indictment states that the co-conspirator obtained approval for these mortgage loans by paying money bribes to underwriters to approve loan applications, which did not meet the requirements of the lenders' loan programs, and to approve loans quickly.

By using the false loan applications, the fraudulently inflated appraisals, and the fraudulently obtained underwriting, the co-conspirator and Colwell caused the lenders to issue loans to the straw buyers in amounts that were more than the properties were actually worth, thus creating a large amount of illegal proceeds when the properties were "flipped" to the buyers. Alan R. Davis and others purchased the properties, and, at times on the same day, quickly resold the "flipped" properties to the straw buyers at the price of the inflated appraisals. The proceeds for each "flip" sale, which represented the difference between the amount the co-conspirator Davis and others paid for the property and the amount that the straw buyer "agreed" to pay for the property (which was supported by the fraudulently inflated appraisal), ranged anywhere from approximately \$150,000 to \$400,000 per property.

According to the indictment, Vicki Robinson, acting as a settlement agent, was also involved in the conspiracy. At settlement, Robinson disbursed the loan money to co-conspirator and Alan R. Davis without first receiving the "cash from borrower." The co-conspirator and Davis used a portion of the loan money to pay the "cash from borrower" by purchasing cashiers' checks so it would appear as though the straw buyers paid their own money as part of the purchase price.

The co-conspirator received about \$5.3 million of the loan proceeds. This \$5.3 million was largely identified as money for "rehab construction," when in truth, little if any renovations were performed on the properties; instead, according to the indictment, the co-conspirator used the money to live a lavish lifestyle, to pay off the co-conspirators, and to fund the continuation of the scheme. The mortgages on all but one of those properties have been defaulted and foreclosed or sold before foreclosure for a loss. The lenders have resold the properties for less than the mortgage loans, and, as a result, have lost in excess of \$4.6 million.

**On March 14, 2005 the United States reached a \$443,165 settlement with Drs. Groover Christie Merritt, P.C. ("GCM"), a Potomac, Maryland-based radiology practice, to settle allegations that the group submitted false claims to Medicare. The settlement resolves allegations that GCM improperly billed the Medicare program for services other than those actually rendered. Under the terms of the settlement, GCM will pay the United States \$338,573 and will waive any right to reimbursement for the sum of \$104,592 previously paid to the government. GCM also will enter into a comprehensive five-year integrity agreement with HHS-OIG.**

According to the government's evidence, GCM and two of its radiologists, Drs. Wayne J. Olan and Bradley Dick, improperly used certain permitted codes to bill Medicare for the non-

covered procedure Percutaneous Vertebroplasty during the period between February 1998 and July 1999. Medicare covered the procedure in July 1999. However, from July 1999 to May 2000, the targets continued to bill Medicare under the three separate codes that they were previously billing, rather than billing under the single proper code for Percutaneous Vertebroplasty. The United States contended that the monetary loss to the Medicare program as a result of this “unbundling,” in combination with the earlier billing for the non-covered procedure, was \$196,962.

The United State’s claims against GCM were based on the False Claims Act, 31 U.S.C. § 3729, which provides for civil penalties of up to \$10,000 per claim and treble damages (*i.e.*, three times the amount of the government’s loss). GCM cooperated with the United State’s investigation and made a prompt voluntary repayment of the amount originally believed to constitute the government’s loss.

**Defendants Gilbert A. Wolf, 72, and Janice R. Hughes, 67, both of Easton, Maryland, were indicted on March 15, 2005 by a federal grand jury for defrauding their former employer, The National Plastering Industry’s Joint Apprenticeship Trust Fund, as well as the Departments of Labor and Interior, of more than \$917,000 over a period of five years. Specifically, the indictment charges each defendant with six counts of bank fraud, five counts of mail fraud, and two counts of money laundering. The indictment also contains a forfeiture of property count. If convicted of the charges, Wolf and Hughes face a statutory maximum of 30 years of imprisonment and at least ten years in prison under the federal sentencing guidelines, \$250,000 in fines, and restitution of \$10 million.**

According to the indictment, Wolf was the Executive Director and Hughes was the Office Director of the National Plastering Industry’s Joint Apprenticeship Trust Fund (“NPIJATF” or “the Trust Fund”), which is a non-profit training entity governed by the Operative Plasterers’ and Cement Masons’ International Association (“OPCMIA”). The Trust Fund’s duties, among other things, was to provide pre-apprenticeship career training for disadvantaged youth at Job Corps centers administered by the U.S. Department of Labor (“DOL”) and U.S. Department of Interior (“DOI”).

The indictment alleges that between 1995 and 2000, Hughes and Wolf developed and engaged in a scheme by which they would write, sign and issue, or cause to be written, signed and issued, checks to current, former, and in some instances, fictitious vendors with whom the Trust Fund purportedly conducted business. These checks for fictional expenses would then be deposited in a hidden account operated by the defendants. Additionally, they would deposit funds from unions belonging to the OPCMIA, their trust funds, and contractors and employers in the form of employee benefit contributions. During the course of the scheme, Wolf and Hughes allegedly stole in excess of \$900,000.

The indictment further alleges that Wolf and Hughes used these stolen funds to pay for their personal expenses. Some examples of these expenses included: monthly mortgage payments on their residence in Davidsonville, Maryland and condominiums in Washington, DC; monthly vehicle payments to the Ford Motor Credit Corporation, Bank of America, and General

Motors Acceptance Corporation; payments for a country club membership, and payments to various personal credit cards of both Wolf and Hughes, including credit card accounts at American Express, MBNA, Nieman Marcus, and Crestar Bank. Moreover, in an attempt to disguise the illegal source of the money, Hughes and Wolf laundered the stolen money through other accounts. This money, in turn, would be used to pay the personal expenses of both Wolf and Hughes, including credit card expenses, ATM cash withdrawals, mortgage and automobile payments.

**Defendant Saleh Zaghal, 49, of Days Farm Drive, Oakton, Virginia, entered a plea of guilty on March 15, 2005 in United States District Court to falsification of records. According to the terms of the plea, Zaghal could be sentenced to a maximum of 12 months of incarceration when he is sentenced before the Honorable Colleen Kollar-Kotelly on June 24, 2005.**

According to the statement of the offense agreed to by Zaghal and the government, Saleh Zaghal has been the sole owner of Diabetic Sales Mid Atlantic (hereafter Mid Atlantic) since 1998. Mid Atlantic provides durable medical equipment in the form of diabetic supplies, such as test strips, to its customers. Because most of the company's customers are beneficiaries of Medicare, Mid Atlantic submits claims to Medicare for reimbursement of a portion of the cost of the supplies sent to its customers.

Zaghal knew that, to prevent waste, fraud and abuse, numerous rules govern the conduct of Medicare providers, such as Mid Atlantic. Among other things, Mid Atlantic could file a claim to Medicare only for those supplies that were medically necessary. To establish medical necessity, Mid Atlantic needed to have an original, signed physician's order prior to shipment of supplies. Mid Atlantic also needed an actual patient request for supplies. Mid Atlantic could not automatically bill for or ship refill supplies, but was required specifically to receive a request from a customer for each refill. Further, Mid Atlantic could not bill Medicare for supplies until the supplies were shipped to the customer. Moreover, Mid Atlantic needed to maintain an individual file for each customer which contained original, signed documentation, such as physician's orders or prescriptions, authorization forms from the customer, and documentation regarding contacts between the customer and the company. Zaghal also knew that the company's files could be audited by the Center for Medicare and Medicaid Services (hereafter CMS), or its contracted intermediaries, on behalf of the Department of Health and Human Services in order to determine that the proper documentation was included in the company's files.

During 2002, Zaghal knew that documents in Mid Atlantic's files were being altered to reflect approval by customers and authorization by doctors when, in fact, none was in the files. These alterations were created, for instance, by cutting out the signature of a customer or a doctor from a document in the patient file and then pasting the cut out signature onto a different document in order to make it appear that the proper authorization had been given when, in fact, it had not been given. Examples of documents with cut out signatures, pasted signatures, or whiteout dates were found in the trash of Mid Atlantic during September 2002.

During 2002, AdminaStar Federal, Inc. (hereafter AdminaStar) was a contracted intermediary for CMS with the authority to audit companies submitting claims to Medicare. At least three times during 2002, AdminaStar requested copies of documentation from Mid Atlantic to support claims the company made for Medicare payments on behalf of various customers. In response to an audit request by AdminaStar dated August 2, 2002, Mid Atlantic sent altered documents to AdminaStar. Zaghal knew that altered documents had been sent to AdminaStar in response to the August audit request for documentation. One of the documents submitted in response to the August audit request from AdminaStar was a document entitled "Release of Payment Form" for customer K.B. on which the date and signature of the customer had been altered.

**Defendant, former D.C. Department of Motor Vehicles clerk, Vincent T. Greenidge, 22, of Hyattsville, Maryland, was sentenced on March 15, 2005 by United States District Judge Colleen Kollar-Kotelly to a period of 12 months of incarceration for his part in a bribery scheme involving the selling of D.C. driver's licenses in fraudulent names from the DMV's Georgetown Branch. That office is located at 3222 M Street, NW, Washington, D.C. Greenidge pled guilty on January 10, 2005, to one count of receipt of bribes by a public official.**

According to the government's proffer of evidence presented at Greenidge's plea and with which he agreed, as part of his official duties as a DMV clerk, Greenidge processed applications from individuals seeking to obtain D.C. driver's licenses. Beginning in mid-2002, Greenidge began to process applications for individuals who were seeking driver's licenses using names and Social Security numbers other than the true names and Social Security numbers of the applicants. He did so in return for receiving \$300 from each applicant.

Greenidge knew the names on the licenses were not those of the applicants and therefore would not, of course, verify the applicants' names and residency in D.C. He also would not obtain compliance from the applicants of other requirements for obtaining D.C. driver's licenses, including requiring the applicants to turn in expired out-of-state driver's licenses.

On or about October 23, 2003, a former supervisor of the DMV Georgetown Branch Office was arrested for taking bribes for issuing fraudulent licenses during her previous assignment at the Main DMV Office. Following the supervisor's arrest, Greenidge stopped engaging in transactions involving fraudulent driver's licenses. Approximately four months later, Greenidge again started taking money for issuing fraudulent licenses and continued doing so until August 26, 2004, when a colleague, Lisa B. Johnson, and two other individuals, Craig Hughes and Gregory Murray, were arrested regarding Johnson taking bribes for issuing fraudulent licenses. Hughes and Murray brought "clients" to Greenidge and Johnson, who worked together in the bribery scheme. Johnson, Hughes and Murray also pled guilty to bribery charges and are awaiting sentencing.

**Defendant Guidel Olivares, 46, formerly of the 2100 block of Sherman Avenue, NW, Washington, D.C., was sentenced on March 16, 2005 in U.S. District Court before the**

**Honorable Colleen Kollar-Kotelly to a term of 57 months in prison to be followed by three years of supervised release. The Court also ordered the defendant to pay restitution in the amount of \$23,000 to SunTrust Bank. The sentence follows the defendant's earlier guilty plea in October 2004 to being part of the conspiracy of serial bank robbers who terrorized the metropolitan area from January through June of 2004, robbing banks with AK-47 and other automatic assault weapons.**

At the earlier court proceeding, the defendant admitted his participation in the conspiracy to commit the following bank robberies:

The January 22, 2004, armed robbery of the Bank of America, located at 5911 Blair Road, NW, in Washington, D.C., in which \$144,000 was taken

The March 5, 2004, armed robbery of the Riggs Bank, located at 7601 Georgia Avenue, NW, in Washington, D.C., in which \$92,000 was taken

The May 10, 2004, armed robbery of the Chevy Chase Bank, located at 3601 St. Barnabus Road, in Temple Hills, Maryland, in which \$54,000 was taken

The May 27, 2004, armed robbery of the Chevy Chase Bank, located at 5823 Eastern Avenue, in Chillum, Maryland, in which over \$18,000 was taken

The June 12, 2004, armed robbery of the Industrial Bank, located, at 2012 Rhode Island Avenue, NW, in Washington, D.C., in which over \$30,000 was taken; and

The June 29, 2004, armed robbery of the SunTrust Bank, located at 5000 Connecticut Avenue, NW, in Washington, D.C., in which over \$23,000 was taken. A "FOXNews" crew captured this robbery, across the street.

Olivares pled guilty to conspiracy to commit the armed bank robberies. Olivares, in whose apartment the FBI found the guns, bulletproof vest, and bank money in a raid on July 16, 2004, did not personally participate in any of the robberies, but he sold two guns to the conspirators, and accepted money to hide the weapons and contraband in his apartment. Olivares is the first of the bank robbers to be sentenced. Two others have pled guilty and await sentencing. Six co-defendants await trial.

**Defendant Lowell William Timmers, 54, of Cedar Springs, Michigan, pled guilty on March 17, 2005 before United States District Judge Emmet G. Sullivan to one count of Threats or Maliciously Conveyed False Information to Destroy Property by Means of an Explosive. This offense carries a maximum statutory penalty of ten years. Should Judge Sullivan accept the terms contemplated by the parties in the plea agreement, Timmers is facing a period of 34 months of incarceration when he is sentenced on June 30, 2005.**

According to the government's evidence, for almost five hours, on January 18, 2005, just two days before the Presidential Inauguration, Timmers paralyzed a portion of the Nation's

Capital and threatened to destroy the White House and those persons in and near it. At approximately 3:37 p.m., a U.S. Secret Service Officer observed Timmers drive a red Ford van to the gate at the south side of Pennsylvania Avenue and 15<sup>th</sup> Street, Northwest, Washington, D.C. The area behind the gate is a secure portion of the White House grounds and is closed to public vehicular transportation. When Timmers was told to move his van from that area, he raised his hand, which appeared to contain a switch device with wires attached, and stated: "I want my son, and I'm not leaving until my son-in-law is out of jail. I have ten gallons of gas in here, and I will blow up the van and the White House." Timmers then refused to surrender, whereupon the Metropolitan Police Department's Emergency Response Team was called to the scene and initiated attempts to negotiate with Timmers.

During the standoff, several streets and sidewalks near and around the intersection of 15<sup>th</sup> Street and Pennsylvania Avenue were closed to all traffic, creating gridlock and massive delays for commuters. At approximately 8:15 p.m., Timmers surrendered, and was arrested. The van was searched by the Metropolitan Police Department's Explosive Ordinance Division and six glass canisters and several plastic canisters, which all contained gasoline, were found and recovered. The canisters appeared to be connected to electrical wiring and a light bulb. Timmers told law enforcement officials that he ran the wires to the canisters and also connected them to a light bulb within the vehicle to make it seem that they could be detonated. Timmers arrived in Washington, D.C., that day after leaving from his home in Cedar Springs, Michigan, the previous day. He further admitted to drug use on the day of the incident.

**Defendant Francis Gerard Dunphy, 70, of the unit block of E Street, SE, Washington, D.C., was sentenced on March 17, 2005 by U.S. Magistrate Judge John M. Facciola to one year of probation, and ordered to pay \$13,328.00 in restitution to Amtrak, a \$2,000.00 fine, a \$50.00 special assessment, and to perform 200 hours of community service, for falsely reporting that an Amtrak train departing from Union Station would be blown up as it passed under a federal building located on Capitol Hill. Dunphy pled guilty on December 2, 2004, to making a False Report of the Use of a Weapon of Mass Destruction.**

According to the government's evidence, on the morning of August 19, 2003, Dunphy was driving his son from his home, located on Capitol Hill, to Union Station, located at 50 Massachusetts Avenue, NE. While making the drive, Dunphy passed through numerous checkpoints on Capitol Hill. As he drove through those checkpoints, Dunphy talked about the security of the Amtrak trains. As he continued to talk, he became more agitated.

At approximately 10:30 a.m., after passing the northbound 2<sup>nd</sup> Street checkpoint between A Street and Maryland Avenue, NE, Dunphy stopped his car approximately 70 yards before the intersection and flagged down a U.S. Supreme Court Police Department Officer. After the officer walked to Dunphy's car, he heard Dunphy state, "this guy (motioning to the passenger, his son) is going to blow up the train to Fredericksburg." His son, the passenger, heard the statement as well. The officer looked into the car and saw the passenger who was wearing large aviator-style sunglasses and a bright red t-shirt with the picture of a rapper on it. The officer told Dunphy to pull his car to the side of the road. Instead, Dunphy drove away even though he heard the officer's order to remain on the scene.



The U.S. Supreme Court Police Officer reported the threat made by Dunphy. District of Columbia emergency personnel and officials were dispatched to the Amtrak Regional train, "The Carolinian" number 79 to Fredericksburg. Officers located Dunphy's son on that train and escorted him off. A sweep of the train and surrounding areas was conducted for explosives. Approximately one hour later, the train was re-boarded and departed for its destination. Dunphy was ultimately stopped and identified on his way back from Union Station toward the direction of his home, driving the same streets that he drove to bring his son to Union Station minutes earlier. He was arrested for making threats to use explosives.

**United States Attorney Kenneth L. Wainstein, Michael A. Mason, Assistant Director in Charge of the Washington Field Office of the Federal Bureau of Investigation, and Chief Charles Ramsey of the Metropolitan Police Department announced that a joint law enforcement operation targeting gang activity and the narcotics trade in Southeast Washington, D.C., has led to the arrest of twelve individuals. Early on March 22, 2005, arrest and search warrants were executed at twelve different locations in the District of Columbia and Maryland.**

Those arrested included the following:

1. Antwaun Ball (a/k/a "Twan" or "Big Ant"), 34, of the 5100 block of Fitch Street, SE, Washington, D.C.;
2. David Wilson (a/k/a "Cool Wop"), 28, of the 1300 block of Congress Street, SE, Washington, D.C.;
3. Gregory Bell (a/k/a "Boy-Boy"), 35, of the 1400 block of Congress Place, SE, Washington, D.C.;
4. Burke Johnson, 38, of the 1100 block of Castlehaven Court, Capitol Heights, Maryland;
5. Gerald Bailey (a/k/a "Chow Wow" or "Charlie"), 31, of the 100 block of 35<sup>th</sup> Street SE, Washington, D.C.;
6. Jasmine Bell (a/k/a "Jazz"), 26, of the 1300 block of Congress Street, SE, Washington, D.C.;
7. Lucious Fowler, 43, of the 1300 block of Congress Street, SE, Washington, D.C.;
8. Arthur Handon (a/k/a "Jay"), 26, of the 1300 block of Congress Street, SE, Washington, D.C.;
9. Marcus Smith, (a/k/a "Mick"), 25, of the 1300 block of Congress Street, SE, Washington, D.C.;
10. Desmond Thurston (a/k/a "Dazz"), 27, of the 1500 block of 41<sup>st</sup> Street, SE, Washington, D.C.;
11. Phillip Wallace, (a/k/a "Phil"), 21, of the 1300 block of Savannah Place, SE, Washington, D.C.; and
12. Mary McClendon, (a/k/a "Nooney,"), 53, of the 3400 block of 13<sup>th</sup> Place, SE, Washington, D.C.

The twelve defendants were named in a federal indictment along with three others with narcotics conspiracy and 72 other counts on related drug and gun charges in the United States District Court for the District of Columbia.

The operation grew out of a long-term investigation, which was conducted by the Safe Streets Task Force, a joint FBI/MPD effort targeting gang activity in the District of Columbia. The investigation focused on the narcotics trade and attendant violence in the Congress Park neighborhood of Southeast Washington, D.C., and centered on the Congress Park Public Housing Complex, located in the 1300 block of Congress Street and the 3400 block of 13<sup>th</sup> Place. The investigation culminated in the issuance of arrest warrants for fifteen individuals following the return of the 73-count federal indictment.

According to the federal indictment, the defendants were involved in a narcotics distribution organization in the Congress Park neighborhood of Southeast Washington, D.C. The organization controlled the supply of cocaine and cocaine base, otherwise known as crack cocaine, in Congress Park, and excluded rival drug dealing operations. They supplied cocaine and crack cocaine to other drug sellers and to drug users, who either resided in the Congress Park area or who traveled to Congress Park in order to obtain cocaine or crack cocaine. This organization controlled the drug market in this neighborhood from 1992 through the present.

**United States Attorney Kenneth L. Wainstein announced that on March 29, 2005 Washington, D.C. based Riggs Bank was sentenced to pay a \$16 million fine in connection with its January 27, 2005, guilty plea to a federal criminal violation of the Bank Secrecy Act. In the felony plea, Riggs admitted its repeated and systemic failures to report suspicious monetary transactions associated with bank accounts owned and controlled by Augusto Pinochet of Chile and by the government of Equatorial Guinea. United States District Judge Ricardo M. Urbina formally accepted Riggs' guilty plea and imposed a \$16 million fine and placed Riggs on a five-year period of corporate probation.**

Riggs is only the third financial institution in the United States to be convicted of a criminal Bank Secrecy Act violation. The sentence in this case is the largest criminal fine ever imposed on a bank of Riggs' size under the Bank Secrecy Act.

As set forth in the stipulated statement of offense, Riggs was required, pursuant to the BSA, to file a Suspicious Activity Report ("SAR") with the Department of Treasury's Financial Crimes Enforcement Network ("FinCEN") whenever it detected suspicious financial transactions. SARs are to be filed no later than thirty (30) calendar days after the date of initial detection of the suspicious transactions.

In this case, the investigation revealed that Riggs failed to engage in even the most cursory due diligence review of accounts held by two particular customers--accounts of what are known as "Politically Exposed Persons" that Riggs knew posed a high risk of money laundering. It allowed those accounts--belonging to former Chilean president and dictator Augusto Pinochet and the Government of Equatorial Guinea--to be used to transfer large sums of money in a

highly suspicious manner and failed to report such transactions to the proper authorities, as required by law.

Despite numerous large cash deposits and suspect wire transfers connected to oil revenues, Riggs failed to undertake sufficient due diligence regarding the source of funds being deposited into the EG Accounts. For example, in September 1999, Riggs assisted EG President Obiang in the establishment of Otong S.A., an offshore shell corporation, incorporated in the Bahamas. Riggs also held a money market account for the corporation. Over time, more than \$11 million in currency was deposited into the Otong accounts in six different transactions over a two-year period. There was no plausible explanation given for such highly suspicious transactions.

Riggs also failed to file a SAR until after the Office of the Comptroller of the Currency and Congressional investigators brought the transactions to the bank's attention. These transactions should have raised suspicions and prompted the required SAR filings because of the large amounts of cash involved, the lack of identification of the source or destination of the funds, and the unusual and unlikely nature of these transactions by these account holders.

Additionally, Riggs failed to investigate 16 separate wire transfers, totaling approximately \$26.4 million, that were sent between June 2000 and December 2003, from an account at Riggs which held oil royalty payments to the Government of EG to an account held by another entity in Spain. Riggs now acknowledges that these transactions were suspicious, that it failed to conduct adequate due diligence on what it knew or should have known was a high-risk account, and failed to report the transactions as called for by law.

Riggs has accepted responsibility for its actions and has cooperated fully with the investigation. As part of the plea agreement, Riggs has agreed to continue to cooperate with law enforcement in the ongoing investigation. Riggs has also voluntarily closed its Embassy Banking and International Private Banking Divisions.

### **U.S. Attorney's Office Web site**

The United States Attorney's Office maintains a web site with additional information concerning Office personnel and activities. The web site is: [www.DCcommunityprosecution.gov](http://www.DCcommunityprosecution.gov)

**The Following Report, Titled “Papered Arrests”  
Contains Details on Arrests and Charges Filed  
Against Defendants in this District.**

# UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION PAPERED ARRESTS

Criteria Entered; Arrest Date: 02/01/2005 - 02/28/2005, District: 4D, Sort: PSA, Arrest Date

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
401	02/04/2005 18:49	05015192	UNLAWFUL ENTRY FERNANDO CAMPOAMOR-SANCHEZ	PALMER, RICHARD D	M0105805	SC, MISDEMEANOR SECTION 7425 GEORGIA AVE NW
401	02/15/2005 17:45	05020030	UCSA DIST. COCAINE DARRYL BLANE BROOKS	ATKINSON, MORRIS J	F0090005	SC, FELONY SECTION 6805 GEORGIA AVE NW
401	02/15/2005 17:47	05020030	UCSA DIST. COCAINE DARRYL BLANE BROOKS	CHOPPALA, NARAYAN	F0090105	SC, FELONY SECTION 6600 BLK OF GEORGIA AVE
401	02/15/2005 17:54	05020030	UCSA DIST. COCAINE DARRYL BLANE BROOKS	JONES, SHANE J	F0090205	SC, FELONY SECTION 6600 BLK OF GEORGIA AVE
402	02/05/2005 04:05	05015397	UCSA POSS COCAINE B. PATRICK COSTELLO	WASHINGTON, WAYNE N	M0105205	SC, MISDEMEANOR SECTION 6711 GEORGIA AVE NW
402	02/05/2005 04:05	05015397	UCSA POSS COCAINE B. PATRICK COSTELLO	STEVENSON, VALORIE	M0105305	SC, MISDEMEANOR SECTION 6711 GEORGIA AVE NW
402	02/05/2005 21:35	05015658	UNLAWFUL ENTRY MARGARET A. SEWELL	JONES, CHARLES N	M0108305	SC, MISDEMEANOR SECTION 4711 4TH ST NW

**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
PAPERED ARRESTS**

**Criteria Entered; Arrest Date: 02/01/2005 - 02/28/2005, District: 4D, Sort: PSA, Arrest Date**

<b>PSA</b>	<b>ARREST DATE</b>	<b>CCN</b>	<b>PAPERD LEAD CHARGE &amp; AUSA'S NAME</b>	<b>DEFENDANT'S NAME</b>	<b>PAPERED CASES</b>	<b>SECTION ASSIGNMENT &amp; LOCATION OF OFFENSE</b>
402	02/06/2005 23:30	05016142	CARRY PISTOL W/OUT LICENSE-OUTSIDE HOME/BUSIN PERHAM GORJI	CONTRERAS, JOSE	F0071705	GRAND JURY SECTION 6303 GA AVE NW
402	02/11/2005 17:30	05168527	ROBBERY PERHAM GORJI	PORTER, JESSE	F0082605	SC, MAJOR CRIMES 4301 13TH ST NW
402	02/12/2005 23:47	05018882	ROBBERY PERHAM GORJI	ROBINSON, NATANGO N	F0085105	GRAND JURY SECTION 5TH & KENNEDY ST NW
402	02/17/2005 19:17	05021032	UCSA POSS COCAINE	LONG, INGRID L	M0158705	SC, MISDEMEANOR SECTION 6512 NORTH CAPITOL ST NW
402	02/17/2005 21:35	05021100	UCSA POSS MARIJUANA CHARLES N. FLOYD	CAMERON, ANTHONY	M0159305	SC, MISDEMEANOR SECTION 200 BLK OF RIGGS RD NE
402	02/17/2005 21:35	05021100	UCSA POSS MARIJUANA CHARLES N. FLOYD	PETERSON, ROBERT	M0159905	SC, MISDEMEANOR SECTION 200 BLK OF RIGGS RD NE
402	02/23/2005 17:55	05023534	SIMPLE ASSAULT	MOSES, JESSE L	M0175405	SC, MISDEMEANOR SECTION 5810 BLAIR RD NW, APT. 101

# UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION PAPERED ARRESTS

Criteria Entered; Arrest Date: 02/01/2005 - 02/28/2005, District: 4D, Sort: PSA, Arrest Date

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
402	02/24/2005 16:02	05023970	CONTEMPT (FELONY) ANGELA D. HART-EDWARDS	FREEMAN, TRAVIS	F0109405	SC, FELONY SECTION 601 INDIANA AVE NW
403	02/01/2005 18:50	05013820	UCSA DIST. COCAINE FREDERIC P. GALLUN	SLAUGHTER, JEFFREY N	F0061205	SC, FELONY SECTION 620 KENNEDY ST NW
403	02/01/2005 18:50	05013820	UCSA DIST. COCAINE FREDERIC P. GALLUN	MADDOX, MELVIN	F0061305	SC, FELONY SECTION 620 KENNEDY ST NW
403	02/02/2005 18:10	05014259	SHOPLIFTING JOHN W. BORCHERT	PORTER, CHRISTOPHER D	M0098405	SC, MISDEMEANOR SECTION 6001 GA AVE NW
403	02/02/2005 20:33	05014356	SHOPLIFTING YOU J. LEE	RAY, CLINTON E	M0098505	SC, MISDEMEANOR SECTION 5227 GEORGIA AVE NW
403	02/03/2005 18:30	05011267	ARMED ROBBERY PERHAM GORJI	ECCLES, JARMOME J	F0067205	GRAND JURY SECTION 5700 8TH ST NW
403	02/04/2005 10:00	05157331	ROBBERY PERHAM GORJI	ECCLES, DEMETRIUS A	F0067905	GRAND JURY SECTION 1300 BLK MONTAGUE ST NW

**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
PAPERED ARRESTS**

**Criteria Entered; Arrest Date: 02/01/2005 - 02/28/2005, District: 4D, Sort: PSA, Arrest Date**

<b>PSA</b>	<b>ARREST DATE</b>	<b>CCN</b>	<b>PAPERD LEAD CHARGE &amp; AUSA'S NAME</b>	<b>DEFENDANT'S NAME</b>	<b>PAPERED CASES</b>	<b>SECTION ASSIGNMENT &amp; LOCATION OF OFFENSE</b>
403	02/05/2005 04:00	05015388	CARRY PISTOL W/OUT LICENSE-OUTSIDE HOME/BUSIN NANCY B. JACKSON	CEPEDA, ROBERTO	F0070705	14 AND GALLATIN ST NW
403	02/07/2005 20:50	05016547	UCSA POSS MARIJUANA	AKANDE, WILLIAM	M0156505	SC, MISDEMEANOR SECTION 6001 GA AVE NW
403	02/08/2005 18:44	05016966	UCSA POSS MARIJUANA VASU B. MUTHYALA	TAYLOR, GREG	M0117705	SC, MISDEMEANOR SECTION 4900 9TH ST NW
403	02/08/2005 18:44	05016966	UCSA POSS MARIJUANA VASU B. MUTHYALA	HAILSTORK, KION	M0118005	SC, MISDEMEANOR SECTION 4900 9TH ST NW
403	02/08/2005 18:45	05016966	UCSA P W/I D MARIJUANA VASU B. MUTHYALA	MARSHALL, ARNOLD D	M0117805	SC, MISDEMEANOR SECTION 800 FARRAGUT ST NW
403	02/08/2005 18:45	05016966	UCSA POSS MARIJUANA VASU B. MUTHYALA	THOMAS, ANDRE M	M0118105	SC, MISDEMEANOR SECTION 4900 9TH ST NW
403	02/09/2005 13:15	05008674	CARRY PISTOL W/OUT LICENSE-OUTSIDE HOME/BUSIN ALLISON HARNISCH	ANDERSON, HAROLD S	F0079905	SC, FELONY SECTION GEORGIA AVE AND SHEPHERD



**UNITED STATES ATTORNEY'S OFFICE PAPERED COMMUNITY PROSECUTION  
PAPERED ARRESTS**

**Criteria Entered; Arrest Date: 02/01/2005 - 02/28/2005, District: 4D, Sort: PSA, Arrest Date**

<b>PSA</b>	<b>ARREST DATE</b>	<b>CCN</b>	<b>PAPERD LEAD CHARGE &amp; AUSA'S NAME</b>	<b>DEFENDANT'S NAME</b>	<b>PAPERED CASES</b>	<b>SECTION ASSIGNMENT &amp; LOCATION OF OFFENSE</b>
	02/09/2005 13:15	05008674	LEOTTA			GEORGIA AVE AND SHEPHERD
403	02/09/2005 13:15	05008674	UCSA P W/I D COCAINE ALLISON HARNISCH LEOTTA	TYSON, FLOYD D	F0080005	SC, FELONY SECTION GEORGIA AVE AND SHEPHERD
403	02/09/2005 13:15	05008674	UCSA POSS COCAINE ALLISON HARNISCH LEOTTA	HALL, CHAUNCEY A	M0123005	SC, FELONY SECTION GEORGIA AVE AND SHEPHERD
403	02/09/2005 16:30	05017350	UTTERING PERHAM GORJI	ALARGON, LEONEL A	F0077505	GRAND JURY SECTION 5217 GEORGIA AVE NW
403	02/11/2005 17:30	05168527	ROBBERY PERHAM GORJI	PORTER, JESSE	F0082705	SC, MAJOR CRIMES 4301 13TH ST NW
403	02/13/2005 01:00	05018931	SIMPLE ASSAULT PEGGY G. BENNETT	BELTRAN-CHAVEZ, MAURICIO	M0134505	SC, MISDEMEANOR SECTION 1200 BLK JEFFERSON ST NW
403	02/13/2005 16:30	05019168	SIMPLE ASSAULT ROBERT COUGHLIN	KRANWINKLE, GILBERTO	M0139905	SC, MISDEMEANOR SECTION 900 KENNEDY ST NW

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403	02/16/2005 22:20	05020618	SHOPLIFTING RHONDA L. CAMPBELL	MCCOY, MARTIN	M0150005	SC, MISDEMEANOR SECTION 5227 GEORGIA AVE NW
403	02/21/2005 16:45	05022594	UNLAWFUL ENTRY	JACKSON, OLIVE M	M0168605	SC, MISDEMEANOR SECTION 6001 GA AVE NW
403	02/23/2005 21:19	05023616	UCSA POSS MARIJUANA	SMITH, CHRISTOPHER V	M0176605	SC, MISDEMEANOR SECTION 5405 9TH ST NW
403	02/24/2005 12:30	05923845	SHOPLIFTING	HOLT, JOANNEANETTE	M0179305	SC, MISDEMEANOR SECTION 5227 GA AVE NW
403	02/25/2005 12:15	05024238	SHOPLIFTING	INGRAM, ROBERT D	M0182305	SC, MISDEMEANOR SECTION 5227 GEORGIA AVE NW
404	02/01/2005 00:05	05127757	UCSA POSS COCAINE	DAVIS, LITTON I	M0088505	SC, MISDEMEANOR SECTION 1100 FIRST ST NW
404	02/02/2005 18:30	05014269	SHOPLIFTING MARISA J. DEMEO	MARTIN, CARLOS	M0096005	SC, MISDEMEANOR SECTION 3830 GEORGIA AVE NW

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404	02/02/2005 19:30	05014324	SEXUAL SOLICITATION CAROLYN CRANK	PAINTER, JOHN A	M0097605	SC, MISDEMEANOR SECTION 3830 GEORGIA AVE NW
404	02/02/2005 20:05	05014335	SEXUAL SOLICITATION SHIRREL M. JACKSON	BYRD, TAUHID A	M0125105	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
404	02/02/2005 20:39	05014335	SEXUAL SOLICITATION SHIRREL M. JACKSON	ZEWDIE, EPHREM	M0124905	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
404	02/02/2005 20:47	05014335	SEXUAL SOLICITATION SHIRREL M. JACKSON	KELLY, PAUL S	M0150705	SC, MISDEMEANOR SECTION 6001 GA AVE NW
404	02/02/2005 21:35	05011495	ADW GUN PERHAM GORJI	ECCLES, DEMETRIUS A	F0064505	GRAND JURY SECTION 1373 SHERIDAN ST NW
404	02/03/2005 00:16	05014405	SEXUAL SOLICITATION JOHN P. PEARSON	KING, THEODORE A	M0095805	SC, MISDEMEANOR SECTION 3700 BLK 14TH ST NW
404	02/03/2005 00:36	05014411	SEXUAL SOLICITATION ELIZABETH A. BARNES	ROJAS, CARLOS	M0095905	SC, MISDEMEANOR SECTION 1300 BLK QUINCY ST NW

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404	02/03/2005 01:06	05014417	UCSA POSS COCAINE	BENAVIDE, CESAR A	M0150105	SC, MISDEMEANOR SECTION 1300 BLK QUINCY ST NW
404	02/03/2005 01:46	05014431	SEXUAL SOLICITATION SHIRREL M. JACKSON	DULE, HUSSEIN N	M0125005	SC, MISDEMEANOR SECTION 3700 BLK 14TH ST NW
404	02/03/2005 10:15	05014532	SIMPLE ASSAULT CHARLES N. FLOYD	SIMMS, LAMAR K	M0100505	SC, MISDEMEANOR SECTION 4301 13TH ST NW
404	02/03/2005 20:10	05014829	UCSA POSS DRUG PARA	GLADDEN, NEVESTER J	M0103905	SC, MISDEMEANOR SECTION 1337 RANDOLPH ST NW
404	02/03/2005 20:10	05014839	UCSA POSS COCAINE	DEAN, ELIZABETH	M0104005	SC, MISDEMEANOR SECTION 1337 RANDOLPH ST NW
404	02/03/2005 20:10	05014839	UCSA POSS DRUG PARA MARISA J. DEMEO	STEWART, WILLIAM L	M0103705	SC, MISDEMEANOR SECTION 1337 RANDOLPH ST NW
404	02/03/2005 21:25	05141594	SIMPLE ASSAULT RYAN A. MORRISON	HUDSON, LARRY	M0101305	SC, MISDEMEANOR SECTION 827 RANDOLPH ST NW

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404	02/06/2005 02:10	05015786	DEST OF PROPERTY PERHAM GORJI	VILLATORO, DAVID	F0071805	GRAND JURY SECTION 1818 VARNUM ST NW
404	02/06/2005 16:30	05016032	UCSA POSS MARIJUANA DANIEL A. PETALAS	MOORE, LORENZO A	M0108405	SC, MISDEMEANOR SECTION 6001 GA AVE NW
404	02/08/2005 16:52	05016878	CONTEMPT	FLETCHER, DAVID J	M0115905	SC, MISDEMEANOR SECTION 3740 9TH ST NW
404	02/09/2005 00:16	05017108	SEXUAL SOLICITATION ANTOINETTE M. SAKAMSA	MACK, TONYA C	M0115305	SC, MISDEMEANOR SECTION 3800 14TH ST NW
404	02/09/2005 00:31	05017111	SEXUAL SOLICITATION ANTOINETTE M. SAKAMSA	IYAMU, TUSHA R	M0115405	SC, MISDEMEANOR SECTION 3900 14TH ST NW
404	02/09/2005 00:56	05017119	SEXUAL SOLICITATION ANTOINETTE M. SAKAMSA	REED, SHARON T	M0115205	SC, MISDEMEANOR SECTION 4100 14TH ST NW
404	02/11/2005 20:13	05018395	SEXUAL SOLICITATION ANTOINETTE M. SAKAMSA	BUNN, HERMAN	M0131905	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW

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404	02/11/2005 20:33	05018395	SEXUAL SOLICITATION ANTOINETTE M. SAKAMSA	PRATT, DARRELL	M0131605	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
404	02/11/2005 20:33	05018395	SEXUAL SOLICITATION ANTOINETTE M. SAKAMSA	SPEIGHT, MILTON R	M0131705	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
404	02/11/2005 20:40	05018395	SEXUAL SOLICITATION CAROLYN CRANK	MAMO, BERHANE Y	M0131805	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
404	02/11/2005 21:20	05018434	THREATS BODILY HARM	GLAY, WILLIAM K	M0133205	SC, MISDEMEANOR SECTION NEW HAMPSHIRE AVE AND QU
404	02/12/2005 01:30	05018519	SIMPLE ASSAULT DANIEL A. PETALAS	CRUZ, WILBER	M0131405	SC, MISDEMEANOR SECTION 4728 14TH ST NW
404	02/12/2005 17:40	05018766	UCSA POSS HEROIN	GOODE, ROBERT S	M0135805	SC, MISDEMEANOR SECTION 700 TAYLOR ST NW
404	02/12/2005 20:30	05018823	UCSA POSS MARIJUANA	MORALES, ISRAEL R	M0138505	SC, MISDEMEANOR SECTION 3700 GEORGIA AVE NW

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404	02/14/2005 14:55	05019501	UNLAWFUL ENTRY DAVID S. JOHNSON	TATE, THOMAS L	M0140805	SC, MISDEMEANOR SECTION 3900 14TH ST NW
404	02/16/2005 09:20	05171725	UCSA POSS MARIJUANA DAVID S. JOHNSON	WELLS, MARIO D	M0152405	SC, MISDEMEANOR SECTION 500 INDIANA AVE NW
404	02/17/2005 07:15	05001359	ARMED ROBBERY PERHAM GORJI	COLTS, ERNEST N	F0094505	GRAND JURY SECTION 1600 BLK BUCHANAN ST NW
404	02/18/2005 15:00	05021355	UCSA POSS MARIJUANA	GREENE, JOHN R	M0160505	SC, MISDEMEANOR SECTION 500 TAYLOR ST NW
404	02/19/2005 20:55	05021889	SEXUAL SOLICITATION SHIRREL M. JACKSON	MARONEY, ALLEN D	M0164805	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
404	02/19/2005 20:55	05021889	SEXUAL SOLICITATION SHIRREL M. JACKSON	HOLLAND, KIRK M	M0164905	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
404	02/20/2005 03:00	05022022	SIMPLE ASSAULT	GOMEZ, EULICES	M0164205	SC, MISDEMEANOR SECTION GEORGIA AVE & KANSAS AVE

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404	02/20/2005 03:00	05022022	SIMPLE ASSAULT	REYES, CHENTY	M0164305	SC, MISDEMEANOR SECTION GEORGIA AVE & KANSAS AVE
404	02/21/2005 17:30	05022611	UCSA POSS MARIJUANA	MALLORY, JOSEPH F	M0170405	SC, MISDEMEANOR SECTION 6001 GA AVE NW
404	02/22/2005 10:10	05001999	SIMPLE ASSAULT	CURRY, CLIFFORD M	M0174405	SC, MISDEMEANOR SECTION 500 INDIANA AVE NW
404	02/22/2005 20:30	05023119	ROBBERY	BENJAMIN, TIMOTHY	F0108805	GRAND JURY SECTION 13TH ST & BUCHANAN ST NW
404	02/23/2005 19:05	05023555	UNLAWFUL ENTRY	ESHETU, YONAS N	M0175305	SC, MISDEMEANOR SECTION 14TH AND ARKANSAS AVE NW
404	02/24/2005 08:28	05173215	THEFT 2ND DEGREE PERHAM GORJI	BROOKS, GUSSIE D	M0178105	SC, COMMUNITY PROSECUTION INTAKE 500 INDIANA AVE NW
404	02/26/2005 19:38	05024889	SEXUAL SOLICITATION	DOXIER, LEROY	M0188805	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW



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404	02/26/2005 21:10	05024949	SIMPLE ASSAULT	PETERS, ARCHIE	M0186105	SC, MISDEMEANOR SECTION 810 SHEPHERD ST NW
405	02/02/2005 20:55	05014355	UUA LYNN E. HAALAND	PARKER, COMMANDISES T	F0064605	SC, FELONY SECTION 6001 GA AVE NW
405	02/02/2005 20:55	05014355	UUA LYNN E. HAALAND	ACOSTA, ENRIS E	F0064705	SC, FELONY SECTION 6001 GA AVE NW
405	02/06/2005 14:05	05015964	SIMPLE ASSAULT MARGARET A. SEWELL	STCYR, ELI M	M0108605	SC, MISDEMEANOR SECTION 6001 GA AVE NW
405	02/08/2005 17:36	05016973	UCSA POSS COCAINE B. PATRICK COSTELLO	BARBER, TYRONE M	M0117205	SC, MISDEMEANOR SECTION 4928 SARGENT RD NE
405	02/11/2005 01:10	05018053	UCSA POSS MARIJUANA PEGGY G. BENNETT	SHEFFIELD, STENCER	M0126105	SC, MISDEMEANOR SECTION 5100 BLK SOUTH DAKOTA AV
405	02/15/2005 03:35	05019743	UUA PERHAM GORJI	DENNIS, REGINA S	F0088305	SC, COMMUNITY PROSECUTION INTAKE 5600 EASTERN AVE NE

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405	02/17/2005 16:00	05020917	UNLAWFUL ENTRY	FASHINA, BAYO F	M0155805	SC, MISDEMEANOR SECTION 4915 NORTH CAPITOL ST NE
405	02/17/2005 19:34	05021054	UNLAWFUL ENTRY	FASHINA, BAYO F	M0155805	SC, MISDEMEANOR SECTION REAROF 1531 MONTANA AVE
405	02/18/2005 16:12	05021378	THREATS BODILY HARM	BRAXTON, WILLIAM F	M0160605	SC, MISDEMEANOR SECTION 6001 GEORGIA AVE NW
405	02/20/2005 11:00	05022094	UNLAWFUL ENTRY	TOWNSEND, DARRELL E	M0167905	SC, MISDEMEANOR SECTION 1150 VARNUM ST NE
405	02/21/2005 14:02	05022528	UCSA P W/I D MARIJUANA	ALEXANDER, ROBERT L	M0171305	SC, MISDEMEANOR SECTION 5100 BLK OF SARGENTRD NE
406	02/19/2005 20:12	05021889	SEXUAL SOLICITATION SHIRREL M. JACKSON	SIMS, DAVID	M0165005	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW
406	02/19/2005 20:12	05021889	SEXUAL SOLICITATION SHIRREL M. JACKSON	BERGER, MICHAEL	M0165105	SC, MISDEMEANOR SECTION 900 TAYLOR ST NW